

Haines Borough
Borough Assembly Meeting #72
May 10, 2005
MINUTES

Approved

1. CALL TO ORDER/PLEDGE TO THE FLAG: Mayor **CASE** called the meeting to order at 6:30 p.m. in the Assembly Chambers of the Public Safety Building and led the pledge to the flag.
2. ROLL CALL Present: Mayor Mike **CASE**, Assembly Members Scott **ROSSMAN**, Stephanie **SCOTT**, Herb **VANCLEVE**, Debra **SCHNABEL**, Norm **SMITH**, and Jerry **LAPP**.

Staff Present: Robert **VENABLES**/Borough Manager, Julie **COZZI**/Borough Clerk, Jason **DOLLARHIDE**/Police Sargeant, Addison **FIELD**/Museum Director, and Ann **MYREN**/Library Director.

Visitors Present: Bonnie **HEDRICK**/CVN, Floy **McDOWELL**, Jim **HEATON**, Laverne **BRYANT**, Deborah **VOGT**, and others.

3. APPROVAL OF AGENDA & CONSENT AGENDA:

M/S **LAPP/VANCLEVE** Motion to approve the Agenda/Consent Agenda.

SCOTT requested the following Agenda & Consent Agenda changes: Remove the 4/26 minutes and add two items to Old Business - 1) map committee and 2) Pool MOU.

The agenda and consent agenda, as amended, were approved unanimously.

4. APPROVAL OF MINUTES:

*April 26, 2005 Regular, April 12, 2005 Regular, March 30, 2005 Special Joint Session with School Board, and March 31, 2005 Special Session

M/S **SCOTT/VANCLEVE** Motion to approve the 4/26/05 minutes.

SCOTT requested the following correction to the minutes: insert "of two" in the motion on page 8 authorizing the mayor to appoint a map committee. There was no objection.

The motion to approve the corrected minutes carried unanimously.

5. PUBLIC COMMENTS: None

6. MAYOR'S COMMENTS/REPORT:

The mayor said the borough may be considering a different way to dedicate sales tax for the next fiscal year.

He publicly thanked the emergency rescue, fire, and police personnel and volunteers for a well-done mock car accident that demonstrated to students the dangers of drinking and driving.

Mayor **CASE** announced that in the future any person present that reads a statement or letter from another individual not in attendance must provide a copy of it to the Clerk or it will not be added to the record.

The mayor brought up the idea of considering an assembly trip to Excursion Inlet to hold a regular meeting there because there is at least one large taxpayer in that area.

7. PUBLIC HEARINGS:

A. Ordinance 05-04-104 (first hearing)

An ordinance of the Haines Borough amending Haines Borough Code Title 13 Sections 13.04.010 - Definitions and 13.04.270 - Billing and Payment, to allow a privately-owned mobile home located within a mobile home park to have a separate Borough utility account.

Mayor **CASE** opened and closed the public hearing at 6:42pm; there were no comments.

M/S **SCOTT/SMITH** Motion to move Ordinance 05-04-104 to a second public hearing on 5/24/05.

ROSSMAN said he cannot understand why the borough would want to assume the responsibilities and problems of a mobile home park owner. **VANCLEVE** said the existing code has worked well for the borough even though it has not worked particularly well for the one particular park owner who requested this ordinance. He argued against it. **SCOTT** said the manager mentioned that there are staff members who have concerns about the ordinance.

The motion failed 4-2 with **SCHNABEL, ROSSMAN, VANCLEVE,** and **LAPP** opposed. The ordinance died.

8. STAFF REPORTS:

A. Manager

VENABLES summarized his written report covering the following topics:

- Pool Memorandum-of-Understanding
- School Design Services
- School Architect Workshops
- Fort Seward Fire Station oil contamination Clean-up
- Haines Skateboard Park request for grant funds

- Ice House Project

ROSSMAN asked what the actual operating plan is. **VENABLES** said the Assistant Harbormaster will be trained to operate and maintain it; it will be designed to be a simple turn-key operation.

- Chip-coating possibilities

- *B. Borough Clerk
- *C. Chief Fiscal Officer
- *D. Chief of Police
- *E. Museum
- *F. Library

9. COMMITTEE/COMMISSION/BOARD REPORTS:

A. Commerce Committee

LAPP summarized the changes the Commerce Committee made to the CEDS list and asked the assembly to consider a motion when it comes up in the agenda.

- B. Finance & Budget
- C. Personnel & Labor Relations
- D. Government Services/Affairs - written
- E. Planning Commission
- F. School Board
- G. Chilkat Center Advisory Board
- H. Parks & Recreation Advisory Board
- I. CVB Advisory Board

10. OLD BUSINESS:

- A. **MAP COMMITTEE** - agenda item added by **SCOTT** during approval of the agenda.

Mayor **CASE** is recommending a 3-member committee and wants confirmation for his appointments of Deborah Vogt, John Katzeek, and Bruce Bauer. **SCOTT** pointed out that the assembly passed a motion at its 4/26/05 meeting authorizing the mayor to appoint a two-person committee to develop the helicopter map. She endorsed the appointment of Deborah Vogt and Bruce Bauer to that committee. **CASE** said he also wants to appoint John Katzeek to the committee because he knows the area's wildlife more than anyone and would bring a valuable perspective to the committee. **SCHNABEL** said a three-member committee seems more reasonable. **CASE** said borough code requires decision-making to be by majority, but he would prefer it be by consensus. **SCOTT** agreed saying the committee is an important mechanism for resolving the public impasse regarding the map.

M/S **SCOTT/VANCLEVE** Motion to suspend the rules to allow the committee's decision-making process to be by consensus as opposed to majority; Consensus is defined as "all committee members can live with it."

SMITH said he believes Bruce Bauer's appointment is ill-advised. His opinion is that Sean Brownell would be a better choice, because he has expressed a strong interest in reaching a consensus. **SCHNABEL** concurred and added that she also endorses the appointments of John Katzeek and Deborah Vogt. **LAPP** said he would be supportive of Sean Brownell being on the committee as opposed to Bruce Bauer. **CASE** noted that Brownell will probably not be as available as Bauer. He offered that the assembly may opt to start over by rescinding their 4/26 motion that established the committee. **SCOTT** said she would be more comfortable with overlooking the fact that the mayor appointed a 3-member committee as opposed to rescinding the original motion. **ROSSMAN** noted that the committee is charged with developing a product as opposed to law. The product will still need to come before the assembly. **SCHNABEL** said she believes too much is being made of the 2-member committee versus a 3-member committee.

The motion carried unanimously.

M/S **SCOTT/VANCLEVE** Motion to authorize the mayor to appoint a third person to the map committee.

The motion carried unanimously.

SCOTT asked when the mayor plans to seek the assembly's confirmation of his appointments. **CASE** said it will be added as number five under Other New Business on this meeting's agenda.

B. Pool M.O.U. (added by **SCOTT** during approval of the agenda)

SCOTT, referring to the MOU version appended to the Manager's report, expressed concern about section 5.1. It states only that the Borough will provide for utilities without saying how. This section referenced meters in the MOU version approved by the assembly in March. She would like it to say something like "the cost of water-sewer, heat, and electricity will be determined by a formula mutually agreed to by the Haines Borough Assembly and the Haines Borough School District. It's very important to specify how the borough will be responsible in the absence of meters. **SCHNABEL** said the District Use article introduces an element of confusion, and any reference to metering should be removed. **VENABLES** agreed to adjust the

language utility and district use language and bring it back to the assembly at the next meeting.

The mayor called a brief recess at 7:30pm

The meeting reconvened at 7:35pm.

11. NEW BUSINESS:

A. Resolutions - None

B. Ordinances for Introduction

1. Ordinance 05-05-104

An ordinance of the Haines Borough, Alaska, providing for the establishment and adoption of the budget of the Haines Borough for the period July 1, 2005 through June 30, 2006.

M/S **LAPP/SMITH** Motion to introduce Ordinance 05-05-104 and to advance it to its first public hearing on 5/24/05.

The motion carried unanimously.

2. Ordinance 05-05-105

An ordinance of the Haines Borough amending Title 2 by adding Chapter 2.54 to establish a public safety commission.

M/S **SCOTT/LAPP** Motion to introduce Ordinance 05-05-105 and to advance it to its first public hearing on 5/24/05.

SCOTT said the police chief fully endorses the ordinance. **CASE** said his intent when he originally presented the idea of the commission was that there could also be some professional oversight, and he does not like some of the changes to the ordinance. **SCOTT** said the committee removed professional oversight from the ordinance because it was concerned that it was too specific and too adversarial. The committee wants the commission to start on a positive footing to build goodwill. However, she believes professional oversight is still inferred in the ordinance.

The motion carried unanimously.

C. Other New Business

1. Award 2005 Visitor Center Janitorial Services Contract

M/S **LAPP/SCOTT** Motion to award the contract to low-bidder 4-Bs Janitorial.

The motion carried unanimously in a roll call vote.

2. Award 2005 Cruise Visitor Shuttle Contract

VENABLES said he believes he may be able to negotiate a better deal---possibly looking at a seasonal lump sum fee and putting more certainty in the contract for the borough.

M/S **SCOTT/LAPP** Motion to authorize the manager to negotiate with sole-bidder Chilkat River Adventures for a contract not to exceed \$30/hour.

SMITH said the RFP asked for the proposal to include the planned passenger fee. Chilkat River Adventures' proposal does not include that. He said he would request that the bus should be designated as the official tourism bus. The back of the bus still tells what the company is. It means the borough is paying for a business to be advertised. **SCOTT** said it is a benefit that the successful contractor is getting, and that could be a negotiating point. **SCHNABEL** said this company is not picking up business by rolling around town; they contract with the cruise ships. Mayor **CASE** said his opinion is that this is a nonresponsive proposal because it does not include the passenger fee. He said the manager has the authority to take care of the passenger shuttle needs and can make it happen for the first cruise ship on 5/25. The manager can then bring back to the assembly the results of his negotiation efforts for assembly approval.

CASE ruled the item not in order at this point in time and asked the manager to bring it back to the assembly at the next meeting. There was no objection.

3. Haines Skateboard Park - Award Contract for Component Design & Construction and Authorize the Manager to Pay Building Erection Costs and Other Designated Grant Expenses

M/S **SCOTT/LAPP** Motion to award the skateboard components contract to Vert Manufacturing and to authorize the manager to expend grant funds for other designated skateboard park expenses.

SCOTT said Vert Manufacturing actually consulted with the local skateboarders in a teleconference.

The motion carried unanimously.

4. 2005 CEDS LIST

M/S **SCOTT/VANCLEVE** Motion to approve the 2005 Community Economic Development Strategies List as recommended by the Commerce Committee.

SMITH said he believes the transportation issues should be higher on the list. **VENABLES** responded that when the funding opportunities come, the funding agencies only want to make sure a project is on the list and do not pay attention to its position.

The motion carried unanimously.

5. HELICOPTER MAP COMMITTEE APPOINTMENTS

Mayor **CASE** said he would like to appoint Deborah Vogt, John Katzeek, and either Bruce Bauer or Sean Brownell to the committee to develop a helicopter map. The assembly said they would prefer Brownell. The mayor said it will be Brownell assuming he accepts the appointment and is available. He added that he will initially meet with the committee to explain that committee decisions must be consensus-based.

M/S **SCOTT/LAPP** Motion to approve the mayor's appointments of Sean Brownell, Deborah Vogt, and John Katzeek to the helicopter committee. The motion carried unanimously.

12. EXECUTIVE SESSION - Borough Manager's 6-month Evaluation

M/S **LAPP/VANCLEVE** Motion to go into executive session to evaluate the Borough Manager's performance. The motion carried unanimously.

VENABLES waived his right to be present during the session. The executive session began at 8:04pm and ended at 9:36pm for a total of 92 minutes.

Mayor **CASE** informed **VENABLES** that he had received a favorable evaluation from the Assembly and, therefore, would receive the annual salary increase to \$61,000 as agreed at the time of his hiring. The first assembly meeting in June will include an opportunity for follow-up to the evaluation.

13. SET COMMITTEE MEETING DATES

The Finance Committee will hold their regular meeting on 4/17 at 4pm. Discussion will include the topic of raising the threshold for splitting property tax payments.

14. ANNOUNCEMENTS/ASSEMBLY COMMENTS

SMITH said leasing space in the Public Safety Building to Fish & Game is a good thing, but there seems to be a big increase of dirt in the building from boots and bicycles and the restrooms are "gross." **CASE** added that he has spoken to Fish & Game about cleaning up their lot at the intersection of Main and Haines Highway. **SMITH**, on another topic, said there should be a policy requiring construction companies to post signage and markers to make the public aware of the presence of trucks. He said the power company posts signs. He also wants some dust abatement and speed control and a requirement that borough administration be notified if a project is expected to exceed half-a-day.

LAPP thanked **VENABLES** for being manager and taking care of things for the assembly.

SCOTT said she will be absent from the 5/24 meeting.

15. ADJOURNMENT - 10:12 pm

M/S **LAPP/VANCLEVE** Motion to adjourn. The motion carried unanimously.

Mike Case, Mayor

ATTEST:

Julie Cozzi, Borough Clerk